

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CIVIL ACTION NO. 05-10216JLT

CARLOS PINEDA and
ALEXANDRA PEREZ,
Plaintiffs,

v.

DANIEL KEELER, DENNIS
HARRIS, JOSPEH R. WATTS,
JOSEPH P. TOOMEY, WILLIAM
J. GALLAGHER, EDWARD
GATELY, JANINE BUSBY, and
the CITY OF BOSTON
Defendants

DEFENDANTS' ASSENTED-TO MOTION
TO ENLARGE TIME TO FILE RESPONSIVE PLEADINGS
PURSUANT TO FED.R.CIV.P. 6(B).

Pursuant to Fed. R. Civ. P. 6(b), the Defendants respectfully move this Honorable Court for an extension of time to file their responsive pleadings. As grounds for their motion, the Defendants state the following:

1. A prior extension was granted by this Court and established May 25, 2005 as the new deadline for filing responsive pleadings;
2. Undersigned counsel, however, requires additional time to investigate the Complaint and draft responsive pleadings;
3. The Plaintiffs have assented to the Defendants' request for more time to file responsive pleadings (Rule 7.1 certification included below);
4. Defendants Watts, Keeler, Harris, Toomey, Gallagher, Gately, Busby, and City of Boston request a brief one-week extension until June 1, 2005, to file responses to Plaintiffs' Complaint; and,

5. Allowing this motion will not prejudice any party to the action and permitting the Defendants an extension to file responsive pleadings to Plaintiffs' Complaint will further the interests of justice.

WHEREFORE, the Defendants respectfully request that this Honorable Court allow their motion to extend time to file responsive pleadings, and set the date for filing responsive pleadings to on or before June 1, 2005.

Respectfully submitted,

DEFENDANTS DANIEL KEELER, DENNIS HARRIS, JOSEPH R. WATTS, JOSEPH P. TOOMEY, WILLIAM J. GALLAGHER, EDWARD GATELY, JANINE BUSBY and CITY OF BOSTON
Merita A. Hopkins
Corporation Counsel

By their attorney:

/s/ Helen G. Litsas

Helen G. Litsas
Assistant Corporation Counsel
BBO# 644848
Susan M. Weise
Chief of Litigation
BBO# BBO#545455
City of Boston Law Department
Room 615, City Hall
Boston, MA 02201
(617) 635-4023 (Litsas)
(617) 635-4040 (Weise)

7.1 Certification

Undersigned counsel certifies that on May 25, 2005, pursuant to LR, D. Mass. 7.1(a)(2), she spoke with Plaintiff's counsel who assented to the Defendants request for more time to file responsive pleadings.

5/25/05
Date: _____ /s/ Helen G. Litsas

Helen G. Litsas, Esq.

CERTIFICATE OF SERVICE

I hereby certify that on this day, a copy of this document was served upon counsel of record via electronic filing.

5/25/05 /s/ Helen G. Litsas
Date: _____

Helen G. Litsas, Esq.